

SECOND REGULAR SESSION

# SENATE BILL NO. 1092

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR KLINDT.

Read 1st time February 23, 2006, and ordered printed.

5311S.011

TERRY L. SPIELER, Secretary.

## AN ACT

To amend chapter 67, RSMo, by adding thereto one new section relating to the broadband Internet protection act.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 67, RSMo, is amended by adding thereto one new section, to be known as section 67.2700, to read as follows:

**67.2700. 1. This section shall be known and may be cited as the "Broadband Internet Protection Act".**

**2. As used in this section the following terms shall mean:**

**(1) "Broadband Internet", a service capable of interactive communications with download speeds equal to or exceeding 512 kilobits per second and upload speeds in excess of 128 kilobits per second;**

**(2) "Broadband Internet provider", any entity defined in subdivision (4) of section 386.020, RSMo, that provides broadband Internet service.**

**3. No political subdivision of the state of Missouri may attempt to regulate the content, cost, or distribution of data, audio, video, or information of any kind over a broadband Internet connection or impose any fee, license, gross receipts tax, or franchise requirement on any broadband Internet provider or request anything of value from the broadband Internet provider as a condition of offering broadband Internet service.**

**4. Nothing in this section shall prohibit broadband Internet providers from entering into voluntary agreements with political**

19 subdivisions when public facilities may be used to facilitate the  
20 expansion of broadband Internet in Missouri.

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